



THE STATE OF NEVADA

PERMIT TO CHANGE THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

Name of Permittee: DAYTON PACIFIC ASSOCIATES, LLC
Source: UNDERGROUND
Basin: DAYTON VALLEY
Manner of Use: COMMERCIAL
Period of Use: JANUARY 1ST THROUGH DECEMBER 31ST
Priority Date: 04/20/1972

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit, to change the point of diversion, place and manner of use of the waters of an underground source as heretofore granted under Permit 74612, is issued subject to the terms and conditions imposed in said Permit 74612 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

The permittee shall keep monthly records of the amount of water pumped from this well and the records submitted to the State Engineer on an annual basis by February 15th of each year.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The total combined duty of water under Permits 78697, 78701, 78703, 78977, 78979, 78981, 82297 and 83587 shall not exceed 246.02 acre-feet annually for the commercial cultivation of lawn sod within the described place of use.

The total amount of water that may be diverted from this well for the commercial cultivation of lawn sod under Permits 78701, 78977, 78981 and 83587 shall not exceed 204.75 acre-feet annually.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The approval of this permit totally abrogates Permit 74612 and reduces the total combined duty of Dayton Utilities underground rights tied to this base right by 100.0 acre-feet from 9,301.68 acre-feet annually to 9,201.68 acre-feet annually.

(Continued on Page 2)

The point of diversion and place of use are as described on the submitted application to support this permit.

A total of 100.0 acre-feet annually is abrogated from the base right. However, pursuant to NRS 533.3703 **only 82.5 acre-feet (the net consumptive use amount) at 0.186 cubic feet per second can be diverted annually.**

Work must be prosecuted with reasonable diligence and proof of completion of work shall be filed on or before:

Filed Under 78981 on February 24, 2011

Water must be placed to beneficial use and proof of the application of water to beneficial use shall be filed on or before:

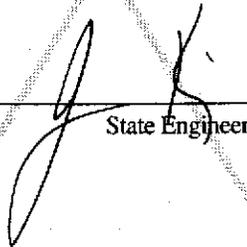
January 25, 2018

Map in support of proof of beneficial use shall be filed on or before:

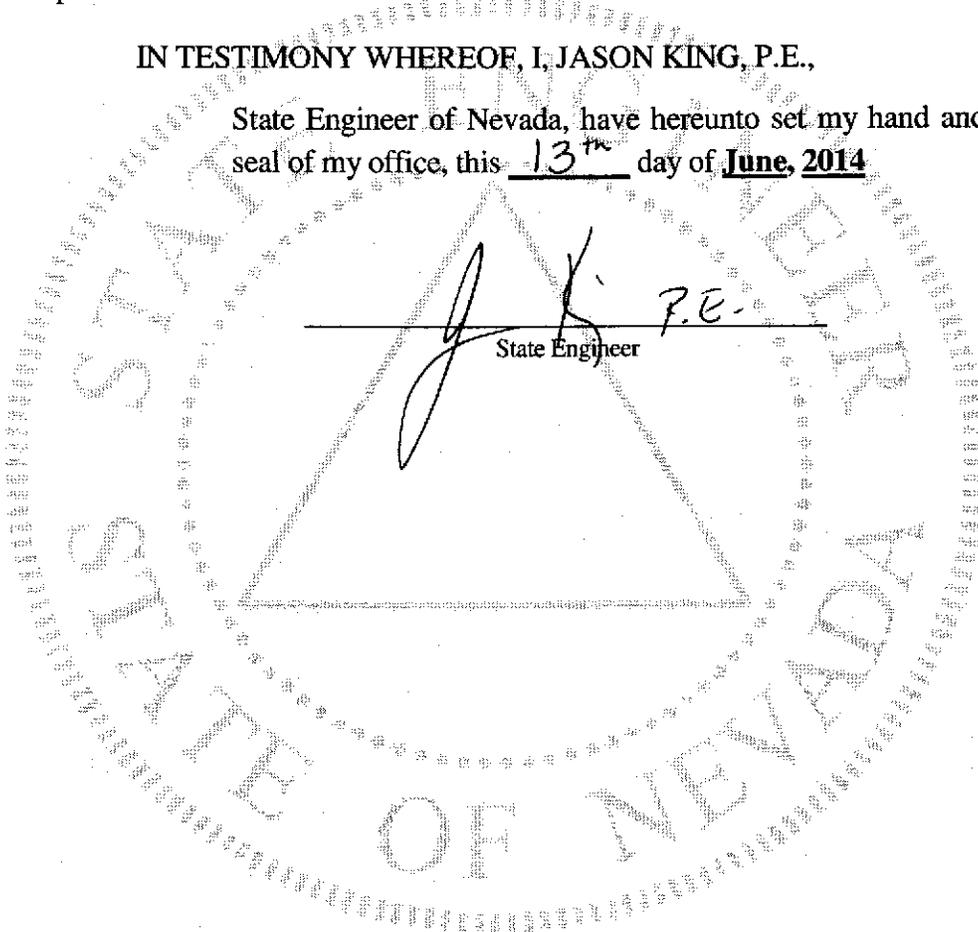
N/A

IN TESTIMONY WHEREOF, I, JASON KING, P.E.,

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 13th day of June, 2014



State Engineer P.E.



APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

THIS SPACE FOR OFFICE USE ONLY

Date of filing in State Engineer's Office FEB 28 2014

Returned to applicant for correction _____

Corrected application filed _____ Map filed Oct 13 1977 under 27817 pBu

The applicant Dayton Pacific Associates, LLC
430 E. State Street, Suite 100 of Eagle
Street Address or PO Box City or Town
Idaho 83616 hereby make(s) application for permission to change the
State and ZIP Code

Point of diversion Place of use Manner of use of a portion
of water heretofore appropriated under (Identify existing rights by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)
Permit 74612

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1. The source of water is Underground
Name of stream, lake, underground, spring or other sources.
2. The amount of water to be changed 0.1861 cfs, 100.0 acre-feet
Second feet, acre-feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for Commercial
Irrigation, power, mining, commercial, etc. If for stock, state number and kind of animals. Must limit to one major use
4. The water heretofore used for Quasi-Municipal
If for stock, state number and kind of animals.
5. The water is to be diverted at the following point (Describe as being within a 40-acre subdivision of public survey and by course and distance to a found section corner. If on unsurveyed land, it should be stated.)
NW 1/4 SW 1/4 Section 17, T. 17 N., R. 23 E., M.D.B.&M., or at a point from which the SW corner of said Section 17 bears S. 04° 30' W., a distance of 2520.0 feet.
6. The existing point of diversion is located within (If point of diversion is not changed, do not answer.)
SW1/4 SW1/4 Section 33, T. 17 N., R. 22 E., M.D.B.&M., or at a point from which the SW corner of said Section 33 bears S. 13° 28' 09" W., a distance of 558.09 feet (per Certificate 13658). (Cardelli Well) Note: Appl. 19978 & Supporting Map show POD as S. 13° 40' W., 558.10 feet.

*Dayton Valley
8-103
L4*

7. Proposed place of use (Describe by legal subdivisions. If for irrigation, state number of acres to be irrigated.)

portion NW 1/4 SW 1/4 lying south of ROW Hwy U.S. 50, NE 1/4 SW 1/4, portion NW 1/4 SE 1/4, portion SW 14 SE 1/4 (being the westerly 4 acres shown as stripped on the map), SE 1/4 SW 1/4, SW 1/4 SW 1/4, all in Section 17; and the SE 1/4 SE 1/4, portion NE 1/4 SE 1/4 lying south of ROW Hwy U.S. 50, all in Section 18 ~ both sections in T. 17 N., R. 23 E., M.D.B.&M. The intention is to use the water rights anywhere within the described place of use including all areas shown as stripped on the supporting map.

8. Existing place of use (Describe by legal subdivisions. If changing place of use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.)

Please refer to Exhibit "A" *1000 6 8 2013*

9. Proposed use will be from January 1st to December 31st of each year.
Month and Day Month and Day

10. Existing use permitted from January 1st to December 31st of each year.
Month and Day Month and Day

11. Description of proposed works. (Under the provision of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) (State manner in which water is to be diverted, i.e., diversion structure, ditches, pipes and flumes or drilled well, pump and motor, etc.)

Existing drilled and cased well (North Well #1). Well Log # 14088

12. Estimated cost of works Existing

13. Estimated time required to construct works Existing

If well completed, describe well.

14. Estimated time required to complete the application of water to beneficial use 5 (five) years

15. Provide a detailed description of the proposed project and its water usage (use attachments if necessary): (Failure to provide a detailed description may cause a delay in processing.)

Water rights are to be used for the Dayton Valley Turf operation within the entire extent of the property. Water rights are being leased from Dayton Pacific Associates, LLC from this source. Dayton Valley Turf acquired additional water rights to stem off any over-pumpage and for future expansion of the project. Since demand for turfgrass varies year to year, other crops may be produced on a crop rotation basis. The Lease Agreement between Dayton Pacific Associates, LLC and Dayton Valley Turf will be forthcoming.

16. Miscellaneous remarks:

Proposed POD - Please use map in support of Permit 27817. Proposed POU - Please use map in support of Permit 61572. Existing POD - Please use map in support of Application 19978 and Certificate 13658. Existing POU - Please use map in support of Permit ~~73158~~

74427

SNC

LKRWater@me.com

E-mail Address

775-741-4337

Phone No.

Ext

APPLICATION MUST BE SIGNED
BY THE APPLICANT OR AGENT

Linda K. Rhodes

Type or print name clearly



Signature, applicant or agent

Water Rights - Consulting & Research

Company Name

3320 Sandra Drive

Street Address or PO Box

Reno, Nevada 89503

City, State, ZIP Code

EXHIBIT "A"

Item # 8 - Existing Place of Use:

T. 16 N., R. 21 E., M.D.B. & M.:

All of Section 1; SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 2; All of Section 11; SW $\frac{1}{4}$, W $\frac{1}{2}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, Portion of the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Portion of the W $\frac{1}{2}$ NE $\frac{1}{4}$, Portion of the NE $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Portion of the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Portion of the E $\frac{1}{2}$ SE $\frac{1}{4}$, Section 12; SW $\frac{1}{4}$, Portion of the W $\frac{1}{2}$ NW $\frac{1}{4}$, Portion of the NE $\frac{1}{4}$ NW $\frac{1}{4}$, Portion of the N $\frac{1}{2}$ NE $\frac{1}{4}$, Section 13; E $\frac{1}{2}$, Section 14; SE $\frac{1}{4}$ SW $\frac{1}{4}$, E $\frac{1}{2}$, Section 23; N $\frac{1}{2}$ Section 24; Portion of the N $\frac{1}{2}$ NW $\frac{1}{4}$, Portion of the SW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Portion of the NE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 26; S $\frac{1}{2}$, Portion of the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 27; E $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$, Section 28; NE $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ NE $\frac{1}{4}$, Section 33; N $\frac{1}{2}$ N $\frac{1}{2}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 34; NW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 35

T. 16 N., R. 22 E., M.D.B. & M.:

All of Section 3; N $\frac{1}{2}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Portion of the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 4; N $\frac{1}{2}$ Section 5; NW $\frac{1}{4}$, N $\frac{1}{2}$ NE $\frac{1}{4}$, Portion of the S $\frac{1}{2}$ NE $\frac{1}{4}$, portion of the NW $\frac{1}{4}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Portion of the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Portion of the S $\frac{1}{2}$ SW $\frac{1}{4}$, Section 6; W $\frac{1}{2}$ W $\frac{1}{2}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, Portion of the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 9; NW $\frac{1}{4}$ Section 16; All of Section 17; S $\frac{1}{2}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$, Section 18; All of Section 19, All of Section 20.

T. 17 N., R. 21 E., M.D.B. & M.:

SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 36.

T. 17 N., R. 22 E., M.D.B. & M.:

E $\frac{1}{2}$ SW $\frac{1}{4}$, Portion of the SE $\frac{1}{4}$ NW $\frac{1}{4}$ lying within Lyon County, S $\frac{1}{2}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 22; Portions of the N $\frac{1}{2}$ NE $\frac{1}{4}$, Portion of the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Portion of the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Portion of the N $\frac{1}{2}$ SW $\frac{1}{4}$ Section 27; Portion of the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Portion of the S $\frac{1}{2}$ SE $\frac{1}{4}$, Section 28; S $\frac{1}{2}$ Section 29 lying within Lyon County; SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 30; All of Section 31 lying within Lyon County; N $\frac{1}{2}$ N $\frac{1}{2}$, Portion of the SE $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, Portion of the N $\frac{1}{2}$ SE $\frac{1}{4}$, Portion of the SE $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 32; Portion of the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Portion of the NE $\frac{1}{4}$ NW $\frac{1}{4}$, Portion of the S $\frac{1}{2}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ S $\frac{1}{2}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 33; SW $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, Portion of the SW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$ Section 34.

In addition to the above described Place of Use, it is the intent of these applications to provide water service to the entire Lyon County/Dayton Utilities service area as determined by the Lyon County Public Works Director. If in the future, some other entity is determined to have that authority, the Place of Use of this permit shall be pursuant to that authority's determination of the service area.

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